

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

-

WRIT PETITION NO: 22389 of 2004

Between:

D.Vijay Kumar S/o D.Pullu Rao, Occ: Presently working as Night Watchman, O/o
DRN SCVS College, Chilakaluripet, Guntur District.

.... PETITIONER

AND

- 1 The Director of Collegiate Education, Nampally, Hyderabad.
2. The Regional Joint Director, Collegiate Education, Guntur.
3. The Secretary & Correspondent, O/o DRN, SCVS College,
Chilakaluripet, Guntur District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ or direction more particularly one in the nature of writ of "Mandamus" declaring the action of the respondents in not considering the case of the petitioner for conversion or appointment to the post of Lab Attender on par with others as illegal, arbitrary and unjust and further direct the respondents to consider the case of the petitioner for conversion or appointment to the post of Lab Attender in the 3rd respondent's college and on such consideration appoint the petitioner as Lab Attender in the existing vacancy with all consequential benefits in the interests of justice and pass such other order or orders as this Hon'ble High Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner: MR.M.Ratna Reddy

Counsel for the Respondents 1&2 : G.P for Higher Education

Counsel for Respondent No.3: Mr.V.Padmanabha Rao

The Court at the stage of admission made the following:

ORDER:

This writ petition is filed seeking a writ of *Mandamus* declaring the action of the respondents in not considering the case of the petitioner for conversion or appointment to the post of Lab Attender on par with others as illegal, arbitrary and unjust.

2. Heard learned counsel for the petitioner and the learned counsel for respondents.

3. A detailed counter affidavit has been filed by all the respondents. The third respondent has to take appropriate decision in accordance with Rules and regulations as to whether petitioner is eligible for conversion or appointment to the post of Lab Attender. Therefore, without entering into the merits of the case, the writ petition is disposed of directing the third respondent to take appropriate decision on the representation of the petitioner dated 01.11.2004, in accordance with Rules and regulations, within four weeks from the date of receipt copy of this order. No costs.

K.C.BHANU, J

Dated: 01.04.2005

RAR

To

1 The Director of Collegiate Education, Nampally, Hyderabad.

2. The Regional Joint Director, Collegiate Education, Guntur.

3. The Secretary & Correspondent, O/o DRN, SCVS College,
Chilakaluripet, Guntur District.

4 2 CCs to G.P for Higher Education, High Court Buildings,
Hyderabad (OUT)

5 2 CD copies.